IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

BRUCE ALLEN LILLER 1798 PLEASANT VALLEY ROAD OAKLAND, MD 21550

PLAINTIFF

VS.

ROBERT DEAN KAUFFMAN 128 WILEY LANE NEW PARIS, PA, 15554

And

JOSEPH RAY KAUFFMAN 6146 LINCOLN HIGHWAY BEDFORD, PA 15522

DEFENDANTS

COMPLAINT AND DEMAND FOR JURY TRIAL

COMES NOW, the Plaintiff, Bruce Allen Liller, by and through his attorney, Arnold F. Phillips, Esquire, and in support of this Complaint, says as follows:

- 1. That Plaintiff, Bruce Allen Liller, is an individual within the Jurisdiction of the Federal District Court of Maryland, residing in Oakland, Maryland.
- 2. That Defendants, Robert Dean Kauffman and Joseph Ray Kauffman, are residents of the State of Pennsylvania.
- 3. That the acts complained of herein are the result of an automobile accident that occurred in the State of Maryland.
- 4. That the amount in controversy herein exceeds the jurisdictional requirements for this Court.
- That on or about the 17th day of April, 2002, Plaintiff was a passenger in an automobile operated by a Mr. Roger Lee Helbig traveling West on Paul Friend Road, near Oakland, Maryland.

EXHIBIT

2

Filed 02/18/2004

- 6. That at the same time, Defendant, Robert Dean Kauffman was operating a tractor trailer owned by Defendant, Joseph Ray Kauffman, and said driver was exiting from a driveway onto Paul Friend Road.
- 7. That although Defendant, Robert Dean Kauffman was aware of headlights approaching as he was exiting from said driveway, continued to exit the driveway.
- 8. That as the vehicle in which Plaintiff was riding crested a hill, Defendants vehicle was across Paul Friend Road impeding the lane of traffic that said vehicle was traveling and also impeding the opposite lane and the shoulder.
- 9. That contrary to the duties owed to Plaintiff, Defendant was negligent, careless, and reckless in several respects including, failure to yield right-of-way, failure to exercise reasonable and ordinary care to keep a sharp lookout to avoid blocking the right-of-way of Plaintiff.
- 10. That the vehicle in which Plaintiff was traveling in struck the trailer of Defendant's tractor trailer and as a direct and proximate result caused several injuries to Plaintiff, including a broken back.
- 11. That as a direct and proximate result of Defendant's negligence, Defendant Robert Dean Kauffman was charged with various traffic charges in the District Court for Garrett County, Maryland.
- 12. That Defendant, Robert Dean Kauffman at all times pertinent herein was operating a tractor trailer owned by Defendant Joseph Ray Kauffman, bearing registration number YDF 3242 of the State of Pennsylvaina, further stating that said vehicle is a commercial vehicle and that Defendant Robert Dean Kauffman was acting as an employee of agent of Defendant Joseph Ray Kauffman.
- 14. That as a direct and proximate result of Defendant's negligence, Plaintiff has incurred medical bills, loss of income, loss of earning capacity, inability to enjoy the normal functions of life, permanent back injury, and pain and suffering.

WHEREFORE, Plaintiff, Bruce Allen Liller respectfully requests that this Court enter Judgment in the amount of One Million, Five Hundred Thousand Dollars (\$1,500,000) to which he is found to be entitled, together with prejudgment interest, costs and attorney fees.

PLAINTIFF HEREIN DEMANDS A TRIAL BY JURY

Respectfully Submitted

Arnold F. Phillips, Esquire Attorney for the Plaintiffs PO Box 537 McHenry, MD 21541 301-387-2800 301-387-2860 Fax

Filed 02/18/2004

Page 4 of 4

MAR-19-2003 WED 06:04 PM

P. 008

UNITED STATES DISTRICT COURT FOR THE DISTRICT COURT OF MARYLAND

SUMMONS IN A CIVIL CASE

BRUCE ALLEN LILLER

Plaintiff

rjainuu

VS.

MJG whale complaint

ROBERT KAUFFMAN AND JOSEPH RAY KAUFFMAN

Defendant

TO: Robert Dean Kauffman

128 Wiley Lane

New Paris, PA 15554

FUR. CRISES

NOV 2 3 2002

YOU ARE HEREBY SUMMONED and required to serve upon Plaintiff's Attorney, Arnold F. Phillips, P. A., PO Box 537, 25254 Gazrett Highway, Suite 4, McHenry, MD 21541.

Felicia C. Cannon	11-22-02
CLERK	Date
(By) DEPUTY CLERK	<u> </u>
(By) DEPUTY CLERK	
Phone number of process server:	